

**MONDAY, APRIL 20, 1981**  
**THIRTY-SIXTH LEGISLATIVE DAY**

The House met at 5:00 p.m. and was called to order by Mr. Speaker McWherter.

The proceedings were opened with prayer by Dr. John Lee Taylor, West Jackson Baptist Church, Jackson, Tennessee.

Representative Baker led the House in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present ..... 96

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Har-rill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

The Speaker announced that Representative Frensley was excused because of illness.

The Speaker announced that Representative Kelley was excused because of illness.

**MESSAGE FROM THE GOVERNOR**

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 155, 353, 569, 575, 590, 661, 720, 939, 612, 752 and 1254; with his approval.

JULIA GIBBONS,  
*Counsel to the Governor.*

**MESSAGE FROM THE GOVERNOR**

MR. SPEAKER:

I am directed by the Governor to return herewith: House Bills Nos. 382, 392 and 774

with his approval.

JULIA GIBBONS,  
*Counsel to the Governor.*

CALENDAR

House Bill No. 475—To notify depositor of maturing certificates.

MR. Crain moved that House Bill No. 475 be passed on third and final consideration.

Mr. Crain moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 475 by deleting from the amendatory language of Section 1 the following:

“Such notice shall also include the following statement or equivalent language:

This is to advise you that certificate number—will mature on the date shown on this notice. Other savings plans are available with new rates. Please ask about them.”

AND FURTHER AMEND by adding the following section immediately before the last section and by renumbering the subsequent section accordingly:

SECTION —. The provisions of this act shall not apply to a certificate of deposit with a maturity of less than thirty (30) days.

On motion, the amendment was adopted.

Thereupon, House Bill No. 475, as amended, passed its third and final consideration by the following vote:

Ayes .....	92
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

A motion to reconsider was tabled.

House Bill No. 1143—To issue special license plates certain probate judges.

On motion, House Bill No. 1143 was made to conform with Senate Bill No.1243.

On motion, Senate Bill No. 1243, on same subject, was substituted for House Bill No. 1143.

Mr. Turner moved that Senate Bill No. 1243 be passed on third and final consideration.

Mr. Robinson (Davidson) moved to amend as follows:

### AMENDMENT NO. 1

Amend Senate Bill No. 1243 in Section 1 by deleting the words “shall be inscribed the words “probate court judge”, and number to designate the particular probate court judge shall be inscribed on said plate” and substituting instead the words “shall be inscribed with an appropriate designation of the owner’s judgeship so as to differentiate the plate from those in general use and those held by other probate judges, but which designation shall not result in a plate costing more than the additional fee of ten dollars (\$10.00)”.

On motion, the amendment was adopted.

Thereupon, Senate Bill No. 1243, as amended, passed its third and final consideration by the following vote:

Ayes .....	80
Noes .....	9
Present and not voting .....	3

Representatives voting aye were: Akard, Baker, Bell (Knox), Bewley, Bivens, Brewer, Buck, Byrd, Carter, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Gill, Harrill, Henry (Blount), Hillis, Hudson, Jared, Johnson, Jones, Kent, Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—80.

Representatives voting no were: Bell (Wilson), Ford, Henry (Roane), Huskey, Kernell, King (Washington), Robinson (Washington), Spence and Sterling—9.

Representatives present and not voting were: Bragg, Chiles and Hurley—3.

A motion to reconsider was tabled.

House Bill No. 551—To provided for filling vacancies, county offices.

Mr. Rhinehart moved that House Bill No. 551 be passed on third and final consideration.

Mr. Stafford moved to amend as follows:

### AMENDMENT NO. 1

Amend House Bill No. 551 in Section 1 by deleting the word “May” in the sixth, seventh, and tenth lines thereof and substituting instead the word “party”.

On motion, the amendment was adopted.

Thereupon, House Bill No. 551, as amended, passed its third and final consideration by the following vote:

Ayes .....	92
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

A motion to reconsider was tabled.

House Resolution No. 14—Relative to referring bills to Government Operations Committee.

Mr. Davis (Hamilton) moved that House Resolution No. 14 be adopted, which motion prevailed by the following vote:

Ayes .....	94
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Shelby), King (Washington), Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

Mr. Speaker McWherter relinquished the Chair to Mr. Brewer, Speaker pro tem.

House Bill No. 118—To change method of funding, certain student assistances.

On motion, House Bill No. 118 was made to conform with Senate Bill No. 46.

On motion, Senate Bill No. 46, on same subject, was substituted for House Bill No. 118.

Mr. Davis (Hamilton) moved that Senate Bill No. 46 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	90
Noes .....	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent,

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Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Yelton and Mr. Speaker McWherter—90.

Representatives voting no were: McKinney and Work—2.

A motion to reconsider was tabled.

Mr. Davis (Hamilton) moved that House Bill No. 279 be placed on the Calendar for Thursday, April 23, 1981, which motion prevailed.

House Bill No. 531—To amend Title 4, Chapter 24, Part 1, Code.

On motion, House Bill No. 531 was made to conform with Senate Bill No. 442.

On motion, Senate Bill No. 442, on same subject, was substituted for House Bill No. 531.

Mr. Davis (Hamilton) moved that Senate Bill No. 442 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	92
Noes .....	3

Representatives voting aye were: Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work and Mr. Speaker McWherter—92.

Representatives voting no were: Akard, Montgomery and Yelton—3.

A motion to reconsider was tabled.

House Bill No. 534—To amend Title 62, Chapter 5, Code.

Mr. Davis (Hamilton) moved that House Bill No. 534 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	95
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robert-

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son, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—95.

A motion to reconsider was tabled.

House Bill No. 536—To terminate human development commission.

Mr. Davis (Hamilton) moved that House Bill No. 536 be passed on third and final consideration.

Mr. Henry (Blount) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 536 by deleting the following words and symbols from Section 2.

“Section—. The following governmental entities shall terminate on June 30, 1988.”

and substituting in lieu thereof the following:

“Section—. The following governmental entities shall terminate on June 30, 1983.”

On motion, the amendment was adopted.

Thereupon, House Bill No. 536, as amended, passed its third and final consideration by the following vote:

Ayes .....	94
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

House Bill No. 716—To make certain provisions, child custody proceedings.

Mr. Davis (Hamilton) moved that House Bill No. 716 be passed on third and final consideration.

Mr. Davis (Hamilton) moved to amend as follows:

AMENDMENT NO. 1

Amend House Bill No. 716 by deleting Section 1 in its entirety and substituting instead:

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Section 1. Tennessee Code Annotated, Section 36-1302 (a) (3) is amended by adding the following words and numerals after the numeral "37": except proceedings to determine custody pursuant to Tennessee Code Annotated, Section 37-204 (a) (2) and pursuant to Section 37-203 (a) (1) as to dependent and neglected children when an original party or person acting as a parent files the petition or when the petition involves facts arising from another state;"

On motion, the amendment was adopted.

Thereupon, House Bill No. 716, as amended, passed its third and final consideration by the following vote:

Ayes .....	96
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

House Bill No. 732—To make certain provisions, state board of education.

Mr. Davis (Hamilton) moved that House Bill No. 732 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	57
Noes .....	38

Representatives voting aye were: Akard, Bell (Wilson), Bivens, Bragg, Buck, Burnett, Byrd, Clark (Davidson), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Ellis, Gaia, Gill, Henry (Blount), Hillis, Jared, Johnson, Jones, Kernell, Lashlee, Love, Lowe, McKinney, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Robinson (Hamilton), Spence, Stallings, Starnes, Sterling, Turner, Wallace, Wheeler, Withers, Wix, Work, Yelton and Mr. Speaker McWherter—57.

Representatives voting no were: Baker, Bell (Knox), Bewley, Carter, Chiles, Clark (Sumner), Duer, Duncan, Ford, Harrill, Henry (Roane), Hudson, Hurley, Huskey, Kent, King (Washington), McAfee, McNally, Martin, Miller, Montgomery, Owen, Percy, Robertson, Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Stafford, Tanner, Ussery, Webb, Whitson, Wolfe and Wood—38.

A motion to reconsider was tabled.

House Bill No. 993—To regulate rental location agents.

Mr. Davis (Hamilton) moved that House Bill No. 993 be passed on third and final

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consideration, which motion prevailed by the following vote:

Ayes .....	92
Noes .....	2

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—92.

Representatives voting no were: Scruggs and Severance—2.

A motion to reconsider was tabled.

House Bill No. 1037—To amend Consumer Protection Act.

Mr. Murphy (Shelby) moved that House Bill No. 1037 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	91
Noes .....	0
Present and not voting .....	5

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wood, Work, Yelton and Mr. Speaker McWherter—91.

Representatives present and not voting were: Duncan, Pickering, Shockley, Small and Wolfe—5.

A motion to reconsider was tabled.

Mr. Stafford moved that House Bill No. 1062 be placed on the Calendar for Thursday, April 23, 1981, which motion prevailed.

House Bill No. 733—To regulate State Certificate of Need Program.

On motion, House Bill No. 733 was made to conform with Senate Bill No. 886.

On motion, Senate Bill No. 886, on same subject, was substituted for House Bill No. 733.

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Mr. Davis (Hamilton) moved that Senate Bill No. 886 be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	93
Noes .....	1
Present and not voting .....	1

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—93.

Representative voting no was: Sterling—1.

Representative present and not voting was: Duer—1.

A motion to reconsider was tabled.

**CONSENT CALENDAR**  
**OBJECTIONS**

Objections were filed to the following bills and resolutions on the Consent Calendar:

Mr. Ford objected to House Bill No. 1276.

Mr. Copeland objected to House Bill No. 1282.

Under the rules, House Bills Nos. 1276 and 1282 were placed at the foot of the Calendar for Wednesday, April 22, 1981.

House Joint Resolution No. 158—Relative to creating study, committees, medical radiation.

House Bill No. 851—To amend County Uniform Highway Law.

House Bill No. 852—To change boundary lines, Trousdale and Wilson Counties.

House Bill No. 1231—To require deposit for title insurance agents.

House Bill No. 473—To amend Title 6, Chapter 18, Code.

On motion, House Bill No. 473 was made to conform with Senate Bill No. 461.

On motion, Senate Bill No. 461, on same subject, was substituted for House Bill No. 473.

House Joint Resolution No. 154—Relative to creating study committee, Judicial System.

House Bill No. 968—To regulate sale, certain estates.

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House Resolution No. 31—Relative to honoring Union City High football team.

House Resolution No. 32—Relative to honoring Union City High boys basketball team.

House Resolution No. 33—Relative to honoring Kenton High boys basketball team.

House Resolution No. 34—Relative to honoring Kenton High girls basketball team.

House Resolution No. 35—Relative to honoring Kenton Junior High boys basketball team.

House Resolution No. 36—Relative to honoring Obion County, Central High girls basketball team.

House Resolution No. 37—Relative to honoring Kenton Junior High girls basketball team.

House Joint Resolution No. 185—Relative to honoring James H. McSpadden.

House Joint Resolution No. 186—Relative to welcoming P. T. Booters Reunion.

House Joint Resolution No. 188—Relative to memory, William Larry Whitwell.

House Joint Resolution No. 189—Relative to memory, John A. Ayers.

House Joint Resolution No. 190—Relative to honoring Dr. Clarence L. Ruffin.

House Bill No. 969—To provide for Superintendent of Highways, Morgan County.

House Bill No. 1253—To amend Charter, Jackson.

House Bill No. 1277—To vest exclusive jurisdiction, chancery court, Montgomery County.

House Bill No. 1281—To amend Charter, Gallatin.

House Bill No. 1283—To amend Charter, Portland.

House Bill No. 1284—To amend Charter, Pulaski.

House Bill No. 1286—To provide milage allowances assessor, Scott County.

House Bill No. 1287—To set salary county service officer, Scott County.

House Bill No. 1288—To create Nashville and Eastern Railroad Authority.

Mr. Gill moved that all House and Senate Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions on the Consent Calendar be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes .....	96
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia,

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Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

### RESOLUTIONS LYING OVER

Senate Joint Resolution No. 55—Relative to equal opportunity employment, Nissan.

The Speaker referred Senate Joint Resolution No. 55 to the Committee on General Welfare.

Senate Joint Resolution No. 90—Relative to congratulating Buch High School girls basketball team.

Under the rules, Senate Joint Resolution No. 90 was referred to the Committee on Calendar and Rules.

Senate Joint Resolution No. 110—Relative to memory, former Representative Harry Lee Senter.

Under the rules, Senate Joint Resolution No. 110 was referred to the Committee on Calendar and Rules.

### UNFINISHED BUSINESS

#### MESSAGE FROM THE SENATE

MR. SPEAKER: I am directed to request the return of House Bill No. 243, for further consideration.

CLYDE W. McCULLOUGH, JR.,  
*Chief Clerk.*

On motion of Mr. Scruggs, House Bill No. 243 was returned to the Senate as requested.

#### FURTHER CONSIDERATION OF HOUSE BILL NO. 509

House Bill No. 509—To compensate certain employees, T.B.I.

Mr. Naifeh moved that the motion to reconsider House Bill No. 509 be lifted from the table, which motion prevailed.

Mr. Naifeh moved that the House reconsider its action in concurring in Senate Amendment No. 1, which motion prevailed.

Mr. Naifeh moved that the House non-concur in Senate Amendment No. 1, which motion prevailed.

#### HOUSE BILL ON SENATE AMENDMENT

House Bill No. 77—To make certain provisions, bail.

SENATE AMENDMENT NO. 2

Amend House Bill No. 77 by deleting the first sentence of the amendatory language in Section 1 and substituting instead:

(b) Under the provisions of this chapter, it shall be the responsibility of the sheriff or judicial commissioner to determine the sufficiency of the surety and validity of any bond, and once a sheriff or judicial commissioner has taken bail under the provisions of this subsection, his action shall be presumed to be valid.

Mr. Buck moved that the House concur in Senate Amendment No. 2, which motion prevailed by the following vote:

Ayes .....	96
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

A motion to reconsider was tabled.

HOUSE BILL ON SENATE AMENDMENTS

House Bill No. 688—To make certain provisions, ferry services.

SENATE AMENDMENT NO. 2

Amend House Bill No. 688 in Section 3 by deleting the words “operating expenses” and substitute the words “operational expenses only, but not capital costs”.

SENATE AMENDMENT NO. 3

Amend House Bill No. 688 in Section 2 by inserting between the comma following the word notice and the word or the following language to wit:

“except the department shall continue to operate the Cumberland City Ferry”

Mr. Duncan moved that the House concur in Senate Amendment No. 2 and 3, which motion prevailed by the following vote:

Ayes .....	94
Noes .....	0

Representatives voting aye were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, John-

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son, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murray, Naifeh, Owen, Percy, Phillips, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—94.

A motion to reconsider was tabled.

Mr. Crain moved that the rules be suspended for the purpose of introducing House Joint Resolution No. 201 out of order, which motion prevailed.

House Joint Resolution No. 201—Relative to honoring Mu Alpha Theta, Haywood High School—By Crain, Davis (Gibson), Dills, Wallace, Lashlee, Naifeh, Tanner, Stallings and Hillis.

On motion, the rules were suspended for the immediate consideration of the resolution.

On motion of Mr. Crain, the resolution was adopted.

A motion to reconsider was tabled.

### SECOND ROLL CALL

The roll call was taken with the following results:

Present ..... 96

Representatives present were: Akard, Baker, Bell (Knox), Bell (Wilson), Bewley, Bivens, Bragg, Brewer, Buck, Burnett, Byrd, Carter, Chiles, Clark (Davidson), Clark (Sumner), Cobb, Copeland, Covington, Crain, Davidson, Davis (Gibson), Davis (Hamilton), Davis (Pickett), DeBerry, DePriest, Dills, Disspayne, Duer, Duncan, Ellis, Ford, Gaia, Gill, Harrill, Henry (Blount), Henry (Roane), Hillis, Hudson, Hurley, Huskey, Jared, Johnson, Jones, Kent, Kernell, King (Washington), Lashlee, Love, Lowe, McAfee, McKinney, McNally, Martin, Miller, Montgomery, Moore, Murphy (Davidson), Murphy (Shelby), Murray, Naifeh, Owen, Percy, Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robertson, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Scruggs, Severance, Shirley, Shockley, Small, Smith, Spence, Stafford, Stallings, Starnes, Sterling, Tanner, Turner, Ussery, Wallace, Webb, Wheeler, Whitson, Withers, Wix, Wolfe, Wood, Work, Yelton and Mr. Speaker McWherter—96.

### INTRODUCTION OF RESOLUTIONS

House Joint Resolution No. 194—Relative to memory, Edwin F. Hunt—By Chiles.

Under the rules, House Joint Resolution No. 194 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 196—Relative to honoring Viet Nam Veterans—By Whitson, Bewley, Bivens and Robinson (Washington).

Under the rules, House Joint Resolution No. 196 was referred to the Committee on Calendar and Rules.

House Joint Resolution No. 197—Relative to study, health education—By Starnes.

The Speaker referred House Joint Resolution No. 197 to the Committee on Calendar and Rules.

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### **SENATE BILLS ON FIRST CONSIDERATION**

Senate Bill No. 107—To provide insurance coverage, certain employees.

Passed first consideration.

Senate Bill No. 640—To amend Chapter 288, Private Acts, 1972.

Passed first consideration.

Senate Bill No. 657—To amend Board of Building Code Appeals.

Passed first consideration.

Senate Bill No. 769—To amend Section 57-4-102, Code.

Passed first consideration.

Senate Bill No. 798—To amend Section 7-3-202, Code.

Passed first consideration.

Senate Bill No. 897—To amend Title 64, Chapter 24, Code.

Passed first consideration.

Senate Bill No. 956—To regulate testing applicants, State employment.

Passed first consideration.

Senate Bill No. 1023—To regulate local funding, public school transportation.

Passed first consideration.

Senate Bill No. 1133—To amend Title 54, Chapter 20, Code.

Passed first consideration.

### **HOUSE BILLS ON SECOND CONSIDERATION**

House Bill No. 1289—To make certain provisions, Knox County government.

Passed second consideration and held without reference.

House Bill No. 1290—To amend Charter, Lewisburg.

Passed second consideration and held without reference.

House Bill No. 1291—To make certain provisions, Crockett County courts.

Passed second consideration and held without reference.

House Bill No. 1292—To amend Section 67-1304, Code.

Passed second consideration and referred to Committee on Finance, Ways and Means.

House Bill No. 1293—To regulate municipal elections, certain counties.

Passed second consideration and referred to Committee on State and Local Government.

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House Bill No. 1294—To amend Title 3, Chapter 1, Code.

Passed second consideration and referred to Committee on State and Local Government.

House Bill No. 1295—To provide termination date Interstate Compact on Mental Health.

Passed second consideration and referred to Committee on Government Operations.

House Bill No. 1296—To amend Section 55-8-110, Code.

Passed second consideration and referred to Committee on Transportation.

House Bill No. 1297—To create special school district, Carroll County.

Passed second consideration and held without reference.

### **REPORT OF COMMITTEE ON CALENDAR AND RULES**

MR. SPEAKER: Your Committee on Calendar and Rules begs leave to report that we have met and set the following bills on the Calendar for Wednesday, April 22, 1981: House Bills Nos. 1113, 935, 699, 21, 372, 1174, 1106, 377, 1001, 464, 465, 928, 929, 930, 556 and 1108.

GILL, *Chairman.*

### **MESSAGE FROM THE SENATE**

MR. SPEAKER: I am directed to return to the House, House Bills Nos.

138—To amend Section 29-102, Code;

428—To make certain provisions, visitation rights, stepparents;

512—To establish pilot educational programs, Hamilton County;

604—To amend Title 37, Chapter 2, Code;

680—To amend Chapter 62, Public Acts, 1971;

987—To amend Title 49, Chapter 2, Code;

1172—To amend Title 39, Chapter 42, Code; all substituted for Senate Bills on same subject and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,  
*Chief Clerk.*

### **LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES**

In accordance with Rule No. 47, the following local bills, having received authorization for passage by the local legislative delegation, were transmitted to the Committee on Calendar and Rules: House Bills Nos. 1289, 1290, 1291 and 1297.

### **SPONSORS ADDED**

Without objection, the rules were suspended to allow the following members to add their names as sponsors to the bills as indicated below, the prime sponsor of each having agreed to such addition:

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House Bill No. 372—Webb

House Bill No. 609—Lashlee

House Bill No. 951—Webb

Mr. Murphy (Shelby) moved House Bill No. 951 be placed on the Calendar for tomorrow, which motion prevailed.

**ANNOUNCEMENTS PURSUANT TO RULE NO. 57**

Pursuant to Rule No. 57, sponsors gave notice of their intentions to consider the following measures from the Senate on Wednesday, April 22, 1981:

Henry (Roane)—House Bill No. 1131

Hillis—House Bill No. 924

Ford—Senate Bill No. 210

Cobb—House Bills Nos. 391 and 387

Murphy (Shelby)—Senate Bill No. 77

**ENGROSSED BILLS**

**MR. SPEAKER:**

Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bills Nos. 475, 534, 536, 551, 716, 732, 851, 852, 968, 969, 993, 1037, 1231, 1253, 1277, 1281, 1283, 1284, 1286, 1287 and 1288; and House Joint Resolutions Nos. 154, 158, 185, 186, 188, 189, 190 and 201; and find same correctly engrossed and ready for transmission to the Senate.

MARILYN EVELYN HAND,  
*Chief Engrossing Clerk.*

On motion of Mr. Burnett, the House adjourned until 1:30 p.m., Wednesday, April 22, 1981.